(1) (3)

Single Bench

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P. No. 5033 /2004

PETITIONER:

Akhand Pratap Tiwari
Aged about 40 years
S/o Shri Chhotelal Tiwari
Working as Forest guard
R/o Dalli Road Bhanupratappur
District North Bastar (Kanker)
(Chhattisgarh)

W.P. No. 5012/04
Presented by Shri Rahul Jha
dated 22/12/04

VERSUS

RESPONDENTS:

1. State of Chhattisgarh
   Through the Secretary,
   Department of Forests,
   D.K.S. Bhavan, Mantralaya,
   Raipur (C.G.)

Received Copy
22/12/04
Clerk to A. G. Bilaspur

2. The Chief Conservator of Forests
   Government of Chhattisgarh
   Raipur (C.G.)

3. Divisional Forest Officer
   Bhanupratappur Forest Division (East)
   Bhanupratappur(Chhattisgarh)

वन मण्डलाधिकारी
5/11/04

4. Sub Divisional Forest Officer
   Sub Forest Division (East)
   Bhanupratappur(Chhattisgarh)

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS:-

XI-HC-22

(47)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP.5033/ **सन्** **2004**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	25-4-2005 On a mention being made, the matter is taken up for hearing. Mr. Jitendra Pali, counsel for the petitioner. Mr. Sandeep Dubey, Govt. Advocate for the State/respondents. Heard both the counsel. By this writ petition under Article 226/227 of the Constitution of India, the petitioner has questioned the legality and propriety of the order dated 10-11-2004 passed by respondent No.1, whereby the petitioner has been transferred from Forest Division, Bhanupratappur to Forest Division: Narayanpur. The case of the petitioner is that he is working as Forest Guard, Bhanupratappur and is also an active member of the Chhattisgarh Forest Employees Union. The impugned order transferring the petitioner has been passed behind the back of the petitioner after coming into force the Model Code of Conduct in view of the elections to local self government bodies. Learned counsel for the petitioner submits that the petitioner may be allowed to make a representation to respondent No.1 raising all his grievances and in turn, respondent No.1 be directed to decide the same, to which learned counsel for the State/respondents has no objection.	

XI-HC-22

(48)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.5033/ **सन्** 2004

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, I am of the opinion that it is a fit case in which the petitioner should be allowed to make a detailed representation raising all his grievances. Therefore, the petitioner is allowed to make a detailed representation to respondent No.1 within a period of 10 days from today, and in turn, respondent No.1 is directed to consider the same and decide in an objective manner after considering all the points raised by the petitioner within one month from the date of receipt of the representation, in accordance with law. The petitioner shall not be relieved if already not relieved so far, till the representation is decided. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P.No.5273/2004 also stands disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

Soma

(पीछे देखिये)